



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

Barreca

Serial No.: 10/646,503

Filed: August 21, 2003

Atty. File No.: 3676-18-CON-3

For: "FUNCTIONAL GUMS, LOZENGES
AND LOLLIPOPS"

) Group Art Unit: 1615

) Examiner: Susan Tran

SECOND
REQUEST FOR CORRECTION OF
FILING RECEIPT

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS
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ON 1/12/04

SHERIDAN ROSS P.C.

BY:

Bundy Carpenter

Office of Initial Patent Examinations
Customer Service Center
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

Dear Sir:

This Second Request for Correction of Filing Receipt is filed in response to the office communication dated January 5, 2004 (Confirmation No. 9675). It appears that the Examiner objects to the manner in which priority is claimed in the present application. To obviate such concerns, Applicant presents the following, which should reflect the proper following priority:

This is a Continuation application of U.S. Patent Application Serial No. 10/316,700 filed on December 10, 2002 (now U.S. Patent No. 6,652,839), which is a continuation of U.S. Patent Application Serial No. 09/664,630 filed on September 19, 2000 (now U.S. Patent No. 6,491,540), which seeks priority from U.S. Provisional Patent Application No. 60/154,972 filed on September 20, 1999.

If the Patent Office has any questions or concerns with respect to this rephrased priority date information, Applicant's counsel can be reached directly at (303) 863-2977.

For your reference, a copy of the Filing Receipt is enclosed, with the corrections indicated in red. Please issue a corrected Filing Receipt for this patent application.

Respectfully submitted,

SHERIDAN ROSS P.C.

By: 

Joseph E. Kovarik
Registration No. 33,005
1560 Broadway, Suite 1200
Denver, Colorado 80202-5141
(303) 863-9700

Date: 1/12/04

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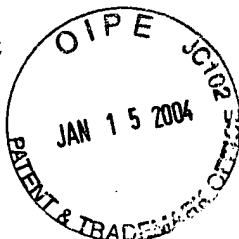


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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/646,503	08/21/2003	1615	459	3676-18-CON-3	2	7	5

22442
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 DENVER, CO 80202



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SHERIDAN, ROSS

FILING RECEIPT



OC000000011314098

CONFIRMATION NO. 9675

Date Mailed: 11/20/2003

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Jack Barreca, Denver, CO;

Domestic Priority data as claimed by applicant

This application is a CON of 10/316,700 12/10/2002 PAT 6,652,839
 which is a CON of 09/664,630 09/19/2000 PAT 6,491,540, which claims priority
 from U.S. Provisional Patent Application No. 60/157,972 filed
 September 20, 1999.

Foreign Applications

If Required, Foreign Filing License Granted: 11/15/2003

Projected Publication Date: 02/26/2004

Non-Publication Request: No

Early Publication Request: No

** SMALL ENTITY **

Title

Functional gums, lozenges and lollipops

Preliminary Class

424

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Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15

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